

**LIBELED:** 2-12-62, E. Dist. Tenn.

**CHARGE:** 402(a)(2)(C)—while held for sale, the article contained a food additive, namely, folic acid, which is unsafe within the meaning of 409, since it and its use or intended use were not in conformity with a regulation or exemption in effect pursuant to 409.

**DISPOSITION:** 4-19-62. Default—destruction.

**28195. Liver, iron, and folic acid capsules.** (F.D.C. No. 45728. S. No. 64-433 R.)

**QUANTITY:** 117 100-capsule btls. at San Francisco, Calif.

**SHIPPED:** Between April 1960 and July 1960, from St. Louis, Mo., by Rexall Drug & Chemical Co.

**LABEL IN PART:** "Sears Approved \* \* \* Improved Liver, Iron, Folic Acid, Vitamins B<sub>12</sub> and C Formula with Vitamins A, D and E added a dietary supplement fortified with elements to aid red blood cell formation, plus valuable Vitamin C. Each capsule supplies 250 mg. of liver, rich source of B-complex factors, plus valuable Vitamin B<sub>12</sub>. Contents: \* \* \* Each Capsule Contains: \* \* \* Folic Acid U.S.P. 2 mg. \* \* \* Vitamin E \* \* \* 2 I.U.\*\* \* \* \* The liver in this product is a source of other members of the B-Complex. \* \* \* \*\* The need for this substance in human nutrition has not been established. \* \* \* Distributed by Sears, Roebuck and Co., Chicago."

**LIBELED:** 4-18-61, N. Dist. Calif.

**CHARGE:** 402(a)(2)(C)—when shipped, the article contained folic acid, a food additive, which is unsafe within the meaning of 409 since it and its use or intended use were not in conformity with a regulation or exemption in effect pursuant to 409; 403(a)—the label statement "a dietary supplement fortified with elements to aid red blood cell formation," was false and misleading, since the article was not adequate and effective for such purpose; 403(a)—the label statements "Each capsule supplies 250 mg. of liver, rich source of B-complex factors" and "The liver in this product is a source of other members of the B-Complex" were false and misleading, since the article contained an insignificant amount of liver for special dietary use; and 403(a)—the label statement "Vitamin E \* \* \* The need for this substance in human nutrition has not been established" was false and misleading since it was contrary to fact.

**DISPOSITION:** 1-10-62. Default—destruction.

**28196. Coconut (dietary) and cake icing.** (F.D.C. No. 46907. S. Nos. 30-212 T, 30-215 T, 30-258 T.)

**QUANTITY:** 3 100-lb. bags and 26 cases, 10 6-oz. bags each, of coconut; and 213 cases, 40 cards of 4 tubes each, of cake icing, at Los Angeles, Calif., in possession of Service Foods.

**SHIPPED:** (Coconut) 7-28-61, from Manila, P.I.; and (cake icing) 9-18-61, from London, England.

**LABEL IN PART:** (Bag) "\* \* \* Imported from Xamboanga \* \* \* COCONUT DIETETIC Minimum Net Wt. 6 Oz. \* \* \* Service Foods—Los Angeles 18, Calif." (card) "BUTTER CREAM STYLE CAKE ICINGS Simply Snip end Off Tip and Squeeze Gently To Decorate or Write on Cake Ingredients: \* \* \* Veg. Fat. \* \* \* Net Wt. 1 Oz. Happy House, Los Angeles 18. California—Product of England."

**RESULTS OF INVESTIGATION:** The coconut was repacked by the dealer into the 6-oz. bags described above, and the cake icing in the tubes was attached to the above-mentioned cards by the dealer.

**LIBELED:** 1-15-62, S. Dist. Calif.

**CHARGE:** (Cake icing) 403(a)—the label statement "Butter Cream Style Cake Icings" was false and misleading as applied to an article containing vegetable fat in lieu of butter or cream; and (coconut) 403(j)—while held for sale, the article purported to be and was represented as a food for special dietary uses and its label failed to bear a statement of the dietary properties upon which such use was based in whole or in part.

**DISPOSITION:** 2-12-61. Consent—claimed by Service Foods; coconut denatured and cake icing relabeled.

**28197. Teething pretzels (dietary).** (F.D.C. No. 47213. S. No. 14-359 T.)

**QUANTITY:** 999 cases, 12 pkgs. each, at Chicago, Ill.

**SHIPPED:** 2-1-62, from Reading, Pa., by Quinlan Pretzel Co.

**LABEL IN PART:** (Pkg.) "Quinlan's Teething Pretzels Net Wt. 5 Ozs. with iron, vitamins and wheat germ Ingredients: Selected Flour, Vegetable Shortening, \* \* \* Enriched with Thiamine Hydrochloride Riboflavin, Niacin and Iron \* \* \* Quinlan Pretzel Co. Reading, Penna."

**LIBELED:** 3-7-62, N. Dist. Ill.

**CHARGE:** 403(a)—when shipped, the label statement "Build strong teeth" was false and misleading, since it was contrary to fact; and 403(j)—the article purported to be and was represented for special dietary use by reason of its vitamin and mineral content, and its label failed to bear, as required by regulations, a statement of the proportion of the minimum daily requirement of thiamine hydrochloride, riboflavin, niacin, and iron supplied by such food when consumed in a specified quantity during a period of one day, and its label also failed to bear a statement of the specific plant or animal which was the source of the ingredients "selected flour" and "vegetable shortening."

**DISPOSITION:** 3-28-62. Consent—delivered to a charitable institution.

**28198. Soyalac (dried baby food).** (F.D.C. No. 47410. S. No. 16-599 T.)

**QUANTITY:** 10 cases, each containing 12 cans, at Louisville, Ky.

**SHIPPED:** 2-22-62, from Mount Vernon, Ohio, by Loma Linda Food Co.

**LABEL IN PART:** (Can) "Loma Linda Soyalac A Spray Dried Hypoallergenic Food for Infants Children Adults Net Wt. 1 Lb. Ingredients: Soybean Solids \* \* \* Ferrous Sulphate. Manufactured by Loma Linda Food Company, Mt. Vernon, Ohio Arlington, California \* \* \* Soyalac has physical Characteristics similar to human milk \* \* \* Calories per fluid ounce . . . 20 \* \* \* Directions: 1. For each 2 oz. (1/4 cup) of previously boiled cold or warm water placed in a shaker or mixer, add 1 measureful of Soyalac Powder (using measure in can) and mix. \* \* \*" (Cans coded on bottom "5 11 61").

**LIBELED:** 3-22-62, W. Dist. Ky.

**CHARGE:** 403(j)—when shipped, the article purported to be and was represented as a food for special dietary use for infants, as a complete or partial substitute for human milk, and as a hypoallergenic food, and its label failed to bear, as required by regulations, a statement of the number of U.S.P. units of vitamins A, C, and D, supplied by a specified quantity of such food; and a statement that additional quantities of vitamin C should be supplied from other